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FILED

SEP 17 2003

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9 THE SUPERIOR COURT OF THE STATE OF CALIFORNIA,

10 IN AND FOR THE COUNTY OF SANTA CLARA

11 THE PEOPLE OF THE STATE OF CALIFORNIA,

NO. 210838

12 Plaintiff,

INDICTMENT

13 vs.

14 WILLIAM R. DANSER, RANDALL BISHOP,

15 Defendants.

16 **COUNT ONE**

17 The Grand Jury of the County of Santa Clara, State of California, hereby accuses

18 WILLIAM R. DANSER and RANDALL BISHOP of committing the crime of

19 CONSPIRACY TO PERVERT AND OBSTRUCT JUSTICE AND THE DUE

20 ADMINISTRATION OF LAWS, in violation of Penal Code section 182(a)(5), a felony, in

21 that on or about and between September 26, 2000 and December 16, 2002 in the County of

22 Santa Clara, State of California WILLIAM R. DANSER and RANDALL BISHOP did

23 conspire together and with others to pervert and obstruct justice, and the due administration of

24 **993**

1 the laws, and in the furtherance of that conspiracy and to effect its object, committed the
2 following acts.

3 OVERT ACT ONE

4 That thereafter, in the County of Santa Clara, State of California in the furtherance of
5 the conspiracy and to effect its object, **RANDALL BISHOP**, on or about and between
6 December 29, 2000 and March 12, 2001, provided information to Santa Clara County Superior
7 Court Judge William R. Danser concerning a traffic citation issued to Yevgeniy Nabokov in
8 Santa Clara County Traffic Court case number H02430433.

9
10 OVERT ACT TWO

11 That thereafter, in the County of Santa Clara, State of California in the furtherance of
12 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County
13 Superior Court judge, on or about March 12, 2001, dismissed and caused to be dismissed Santa
14 Clara County Traffic Court case number H02430433 concerning a traffic citation issued to
15 Yevgeniy Nabokov.

16 OVERT ACT THREE

17 That thereafter, in the County of Santa Clara, State of California in the furtherance of
18 the conspiracy and to effect its object, **RANDALL BISHOP**, on or about and between April 4,
19 2002 and June 14, 2002, provided information to Santa Clara County Superior Court Judge
20 William R. Danser concerning a traffic citation issued to Yevgeniy Nabokov in Santa Clara
21 County Traffic Court case number H02639734.

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OVERT ACT FOUR

That thereafter, in the County of Santa Clara, State of California in the furtherance of the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County Superior Court judge, on or about June 14, 2002, dismissed and caused to be dismissed Santa Clara County Traffic Court case number H02639734 concerning a traffic citation issued to Yevgeniy Nabokov.

OVERT ACT FIVE

That thereafter, in the County of Santa Clara, State of California in the furtherance of the conspiracy and to effect its object, RANDALL BISHOP, on or about and between September 18, 2001 and September 17, 2002, provided information to Santa Clara County Superior Court Judge William R. Danser concerning a traffic citation issued to Mark Christopher Smith in Santa Clara County Traffic Court case number H02547923.

OVERT ACT SIX

That thereafter, in the County of Santa Clara, State of California in the furtherance of the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County Superior Court judge, on or about September 17, 2002, dismissed and caused to be dismissed Santa Clara County Traffic Court case number H02547923 concerning a traffic citation issued to Mark Christopher Smith.

OVERT ACT SEVEN

That thereafter, in the County of Santa Clara, State of California in the furtherance of the conspiracy and to effect its object, RANDALL BISHOP, on or about and between

1 September 26, 2000 and January 18, 2001, provided information to Santa Clara County
2 Superior Court Judge William R. Danser concerning a traffic citation issued to Robert Davis in
3 Santa Clara County Traffic Court case number H02390733.
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5 OVERT ACT EIGHT

6 That thereafter, in the County of Santa Clara, State of California in the furtherance of
7 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County
8 Superior Court judge, on or about January 18, 2001, dismissed and caused to be dismissed
9 Santa Clara County Traffic Court case number H02390733 concerning a traffic citation issued
10 to Robert Davis.

11 OVERT ACT NINE

12 That thereafter, in the County of Santa Clara, State of California in the furtherance of
13 the conspiracy and to effect its object, **RANDALL BISHOP**, on or about and between
14 December 23, 2000 and February 6, 2001, provided information to Santa Clara County
15 Superior Court Judge William R. Danser concerning a traffic citation issued to Joseph Clayton
16 Will in Santa Clara County Traffic Court case number H02372587.
17

18 OVERT ACT TEN

19 That thereafter, in the County of Santa Clara, State of California in the furtherance of
20 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County
21 Superior Court judge, on or about February 6, 2001, dismissed and caused to be dismissed
22 Santa Clara County Traffic Court case number H02372587 concerning a traffic citation issued
23 to Joseph Clayton Will.
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1 OVERT ACT ELEVEN

2 That thereafter, in the County of Santa Clara, State of California in the furtherance of
3 the conspiracy and to effect its object, **RANDALL BISHOP**, on or about and between June 28,
4 2001 and November 7, 2001, provided information to Santa Clara County Superior Court Judge
5 William R. Danser concerning a traffic citation issued to Gregory Jamison in Santa Clara
6 County Traffic Court case number H02268862.

7
8 OVERT ACT TWELVE

9 That thereafter, in the County of Santa Clara, State of California in the furtherance of
10 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County
11 Superior Court judge, on or about November 7, 2001, dismissed and caused to be dismissed
12 Santa Clara County Traffic Court case number H02268862 concerning a traffic citation issued
13 to Gregory Jamison.

14
15 OVERT ACT THIRTEEN

16 That thereafter, in the County of Santa Clara, State of California in the furtherance of
17 the conspiracy and to effect its object, **RANDALL BISHOP**, on or about and between June 28,
18 2001 and November 7, 2001, provided information to Santa Clara County Superior Court Judge
19 William R. Danser concerning a traffic citation issued to Gregory Jamison in Santa Clara
20 County Traffic Court case number H02440597.

21
22 OVERT ACT FOURTEEN

23 That thereafter, in the County of Santa Clara, State of California in the furtherance of
24 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County

1 Superior Court judge, on or about November 7, 2001, dismissed and caused to be dismissed
2 Santa Clara County Traffic Court case number H02440597 concerning a traffic citation issued
3 to Gregory Jamison.

4
5 OVERT ACT FIFTEEN

6 That thereafter, in the County of Santa Clara, State of California in the furtherance of
7 the conspiracy and to effect its object, RANDALL BISHOP, on or about and between August
8 5, 2001 and October 25, 2001, provided information to Santa Clara County Superior Court
9 Judge William R. Danser concerning a traffic citation issued to Greg Jamison in Santa Clara
10 County Traffic Court case number H02526634.

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12 OVERT ACT SIXTEEN

13 That thereafter, in the County of Santa Clara, State of California in the furtherance of
14 the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County
15 Superior Court judge, on or about October 25, 2001, dismissed and cause to be dismissed Santa
16 Clara County Traffic Court case number H02526634 concerning a traffic citation issued to
17 Greg Jamison.

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19 OVERT ACT SEVENTEEN

20 That thereafter, in the County of Santa Clara, State of California in the furtherance of
21 the conspiracy and to effect its object, RANDALL BISHOP, on or about and between
22 February 14, 2002 and April 15, 2002, provided information to Santa Clara County Superior
23 Court Judge William R. Danser concerning a traffic citation issued to Cataldo Maresca in Santa
24 Clara County Traffic Court case number H02610270.

1 OVERT ACT EIGHTEEN

2 That thereafter, in the County of Santa Clara, State of California in the furtherance of
3 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County
4 Superior Court judge, on or about April 15, 2002, dismissed and caused to be dismissed Santa
5 Clara County Traffic Court case number H02610270 concerning a traffic citation issued to
6 Cataldo Maresca.

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8 OVERT ACT NINETEEN

9 That thereafter, in the County of Santa Clara, State of California in the furtherance of
10 the conspiracy and to effect its object, **RANDALL BISHOP**, on or about and between January
11 15, 2001 and May 24, 2001, provided information to Santa Clara County Superior Court Judge
12 William R. Danser concerning a traffic citation issued to Rhonda Sulpizio in Santa Clara
13 County Traffic Court case number H02437463.

14
15 OVERT ACT TWENTY

16 That thereafter, in the County of Santa Clara, State of California in the furtherance of
17 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County
18 Superior Court judge, on or about May 24, 2001, dismissed and caused to be dismissed Santa
19 Clara County Traffic Court H02437463 concerning a traffic citation issued to Rhonda Sulpizio.

20
21 OVERT ACT TWENTY-ONE

22 That thereafter, in the County of Santa Clara, State of California in the furtherance of
23 the conspiracy and to effect its object, **RANDALL BISHOP**, on or about and between January
24 7, 2002 and April 15, 2002, provided information to Santa Clara County Superior Court Judge

1 William R. Danser concerning a traffic citation issued to Peter Stemkowski in Santa Clara
2 County Traffic Court case number H02601466.

3
4 OVERT ACT TWENTY-TWO

5 That thereafter, in the County of Santa Clara, State of California in the furtherance of
6 the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County
7 Superior Court judge, on or about April 15, 2002 dismissed and caused to be dismissed Santa
8 Clara County Traffic Court H02601466 concerning a traffic citation issued to Peter
9 Stemkowski.

10
11 OVERT ACT TWENTY-THREE

12 That thereafter, in the County of Santa Clara, State of California in the furtherance of
13 the conspiracy and to effect its object, RANDALL BISHOP, on or about and between June 13,
14 2002 and December 16, 2002, provided information to Santa Clara County Superior Court
15 Judge William R. Danser concerning a traffic citation issued to Rebecca Linton in Santa Clara
16 County Traffic Court case number H02660231.

17
18 OVERT ACT TWENTY-FOUR

19 That thereafter, in the County of Santa Clara, State of California in the furtherance of
20 the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County
21 Superior Court judge, on or about and between October 18, 2002 and December 16, 2002,
22 dismissed and caused to be dismissed Santa Clara County Traffic Court case number
23 H02660231 concerning a traffic citation issued to Rebecca Linton.

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1 OVERT ACT TWENTY-FIVE

2 That thereafter, in the County of Santa Clara, State of California in the furtherance of
3 the conspiracy and to effect its object, **RANDALL BISHOP**, on or about and between May 23,
4 2002 and December 16, 2002, provided information to Santa Clara County Superior Court
5 Judge William R. Danser concerning a traffic citation issued to Bruce Morgan in Santa Clara
6 County Traffic Court case number H02651498.

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8 OVERT ACT TWENTY-SIX

9 That thereafter, in the County of Santa Clara, State of California in the furtherance of
10 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County
11 Superior Court judge, on or about and between October 18, 2002 and December 16, 2002,
12 dismissed and caused to be dismissed Santa Clara County Traffic Court case number
13 H02651498 concerning a traffic citation issued to Bruce Morgan.

14
15 OVERT ACT TWENTY-SEVEN

16 That thereafter, in the County of Santa Clara, State of California in the furtherance of
17 the conspiracy and to effect its object, **RANDALL BISHOP**, on or about and between June 25,
18 2002 and October 18, 2002, provided information to Santa Clara County Superior Court Judge
19 William R. Danser concerning a traffic citation issued to Dwayne Derosario in Santa Clara
20 County Traffic Court case number H02667505.

21
22 OVERT ACT TWENTY-EIGHT

23 That thereafter, in the County of Santa Clara, State of California in the furtherance of
24 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County

1 Superior Court judge, on or about October 18, 2002, dismissed and caused to be dismissed
2 Santa Clara County Traffic Court case number H02667505 concerning a traffic citation issued
3 to Dwayne Derosario.

4
5 OVERT ACT TWENTY-NINE

6 That thereafter, in the County of Santa Clara, State of California in the furtherance of
7 the conspiracy and to effect its object, **RANDALL BISHOP**, on or about and between August
8 2, 2002 and October 29, 2002, provided information to Santa Clara County Superior Court
9 Judge William R. Danser concerning a pending criminal case filed against Anna Marie Keane,
10 in Santa Clara County Superior Court Docket BB259113.

11
12 OVERT ACT THIRTY

13 That thereafter, in the County of Santa Clara, State of California in the furtherance of
14 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County
15 Superior Court judge, on or about and between October 9, 2002 and October 29, 2002, caused
16 Santa Clara County docket BB259113, a criminal case filed against Anna Marie Keane, to be
17 transferred from Department 84 of the Palo Alto Superior Court Facility to the San Jose
18 Superior Court Facility, Department 42, in which he presided.

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21 OVERT ACT THIRTY-ONE

22 That thereafter, in the County of Santa Clara, State of California in the furtherance of
23 the conspiracy and to effect its object, **WILLIAM R. DANSER**, a Santa Clara County
24 Superior Court judge, on or about October 29, 2002, in Santa Clara County docket BB259113,

1 a criminal case filed against Anna Marie Keane, imposed a sentence with no jail requirement
2 and with no weekend work requirement, which was contrary to his own sentencing standards
3 and practices and was contrary to the customary sentence imposed by Judge Douglas South, the
4 presiding judge in Department 84 of the Palo Alto Superior Court Facility, where the case
5 previously was being adjudicated.

6
7 OVERT ACT THIRTY-TWO

8 That thereafter, in the County of Santa Clara, State of California in the furtherance of
9 the conspiracy and to effect its object, WILLIAM R. DANSER, on or about October 25, 2001
10 dismissed and caused to be dismissed Santa Clara County Traffic Court case number
11 H02549547 concerning a traffic citation issued to Debra Mayo.

12
13 OVERT ACT THIRTY-THREE

14 That thereafter, in the County of Santa Clara, State of California in the furtherance of
15 the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County
16 Superior Court judge, on or about December 4, 2001 dismissed and caused to be dismissed
17 Santa Clara County Traffic Court case number H02504338 concerning a traffic citation issued
18 to Stephanie Lynott.

19
20 OVERT ACT THIRTY-FOUR

21 That thereafter, in the County of Santa Clara, State of California in the furtherance of
22 the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County
23 Superior Court judge, on or about December 4, 2001, dismissed and caused to be dismissed
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1 Santa Clara County Traffic Court case number H02556633 concerning a traffic citation issued
2 to Michael Ensley.

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4 OVERT ACT THIRTY-FIVE

5 That thereafter, in the County of Santa Clara, State of California in the furtherance of
6 the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County
7 Superior Court judge, on or about June 14, 2002, dismissed and caused to be dismissed Santa
8 Clara County Traffic Court case number H02644830 concerning a traffic citation issued to
9 Phyllis Cruse.

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11 OVERT ACT THIRTY-SIX

12 That thereafter, in the County of Santa Clara, State of California in the furtherance of
13 the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County
14 Superior Court judge, on or about September 16, 2002, dismissed and caused to be dismissed
15 Santa Clara County Traffic Court case number H02682511 concerning a traffic citation issued
16 to Erasmo Galvan.

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18 OVERT ACT THIRTY-SEVEN

19 That thereafter, in the County of Santa Clara, State of California in the furtherance of
20 the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County
21 Superior Court judge, on or about and between January 27, 2002 and March 26, 2002, caused
22 Santa Clara County docket FF298817, a criminal case filed against Paul Dellanini, to be
23 transferred from Department 92 of the San Martin Superior Court Facility to the San Jose
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1 Superior Court Facility, Department 42, in which he presided and accepted a plea and imposed
2 a sentence.

3 OVERT ACT THIRTY-EIGHT

4 That thereafter, in the County of Santa Clara, State of California in the furtherance of
5 the conspiracy and to effect its object, WILLIAM R. DANSER, a Santa Clara County
6 Superior Court judge, on or about October 31, 2001, dismissed and caused to be dismissed
7 Santa Clara County Traffic Court case number H02532608 concerning a traffic citation issued
8 to Shelby Holcomb.

9
10 **COUNT TWO**

11 The Grand Jury of the County of Santa Clara, State of California, hereby accuses
12 WILLIAM R. DANSER, a Santa Clara County Superior Court judge, of committing the crime
13 of PERVERSION OR OBSTRUCTION OF JUSTICE BY JUDICIAL OFFICER, in violation
14 of California Penal Code Section 96.5, a misdemeanor, in that on or about September 16, 2002,
15 William R. Danser dismissed and caused to be dismissed Santa Clara County Traffic Court
16 case number H02682511 concerning a traffic citation issued to Erasmo Galvan.

17
18 **COUNT THREE**

19 The Grand Jury of the County of Santa Clara, State of California, hereby accuses
20 WILLIAM R. DANSER, a Santa Clara County Superior Court judge, and RANDALL
21 BISHOP of committing the crime of PERVERSION OR OBSTRUCTION OF JUSTICE BY
22 JUDICIAL OFFICER, in violation of California Penal Code Section 96.5, a misdemeanor, in
23 that on or about September 17, 2002, William R. Danser dismissed and caused to be dismissed
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1 Santa Clara County Traffic Court case number H02547923 concerning a traffic citation issued
2 to Mark Christopher Smith.

3
4 **COUNT FOUR**

5 The Grand Jury of the County of Santa Clara, State of California, hereby accuses
6 WILLIAM R. DANSER, a Santa Clara County Superior Court judge, and RANDALL
7 BISHOP of committing the crime of PERVERSION OR OBSTRUCTION OF JUSTICE BY
8 JUDICIAL OFFICER, in violation of California Penal Code Section 96.5, a misdemeanor, in
9 that on or about and between October 18, 2002 and December 16, 2002, William R. Danser
10 dismissed and caused to be dismissed Santa Clara County Traffic Court case number
11 H02660231 concerning a traffic citation issued to Rebecca Linton.

12
13 **COUNT FIVE**

14 The Grand Jury of the County of Santa Clara, State of California, hereby accuses
15 WILLIAM R. DANSER, a Santa Clara County Superior Court judge, and RANDALL
16 BISHOP of committing the crime of PERVERSION OR OBSTRUCTION OF JUSTICE BY
17 JUDICIAL OFFICER, in violation of California Penal Code Section 96.5, a misdemeanor, in
18 that on or about and between October 18, 2002 and December 16, 2002, William R. Danser
19 dismissed and caused to be dismissed Santa Clara County Traffic Court case number
20 H02651498 concerning a traffic citation issued to Bruce Edward Morgan.

21
22 **COUNT SIX**

23 The Grand Jury of the County of Santa Clara, State of California, hereby accuses
24 WILLIAM R. DANSER, a Santa Clara County Superior Court judge, and RANDALL

1 **BISHOP** of committing the crime of PERVERSION OR OBSTRUCTION OF JUSTICE BY
2 JUDICIAL OFFICER, in violation of California Penal Code Section 96.5, a misdemeanor, in
3 that on or about and between October 9, 2002 and October 29, 2002, William R. Danser did
4 cause Santa Clara County Superior Court Docket BB259113, a criminal case filed against Anna
5 Marie Keane to be transferred from the Palo Alto Superior Court Facility to the San Jose
6 Superior Court Facility, Department 42, in which he presided.

7
8 **COUNT SEVEN**

9 The Grand Jury of the County of Santa Clara, State of California, hereby accuses
10 **WILLIAM R. DANSER**, a Santa Clara County Superior Court judge, and **RANDALL**
11 **BISHOP** of committing the crime of PERVERSION OR OBSTRUCTION OF JUSTICE BY
12 JUDICIAL OFFICER, in violation of California Penal Code Section 96.5, a misdemeanor, in
13 that on or about October 29, 2002 William R. Danser imposed a sentence with no jail and with
14 no weekend work, which was contrary to his own sentencing standards and practices and was
15 contrary to the customary sentence imposed by Judge Douglas South^{and}, the presiding judge in
16 Department 84 of the Palo Alto Superior Court Facility, where the case previously was being
17 adjudicated.

18 **COUNT EIGHT**

19 The Grand Jury of the County of Santa Clara, State of California, hereby accuses
20 **WILLIAM R. DANSER**, a Santa Clara County Superior Court judge, of committing the crime
21 of ATTEMPTED PERVERSION OR OBSTRUCTION OF JUSTICE BY JUDICIAL
22 OFFICER, in violation of California Penal Code Section 96.5, a misdemeanor, in that on or
23 about and between January 9, 2003 and January 24, 2003 in the County of Santa Clara, State of
24

1 California, William R. Danser did attempt to dismiss parking citation numbers LG004038425
2 and LG005021579.

3 **COUNT NINE**

4 The Grand Jury of the County of Santa Clara, State of California, hereby accuses
5 **WILLIAM R. DANSER**, a Santa Clara County Superior Court judge, of committing the crime
6 of ENGAGING IN PROFESSIONAL ACTIVITY CONCERNING INTERESTS IN
7 SUBSTANTIAL CONFLICT WITH PROPER DISCHARGE OF DUTIES, in violation of
8 Government Code section 8920, a misdemeanor, in that on or about January 9, 2003, in the
9 County of Santa Clara, State of California, William R. Danser did attempt to dismiss parking
10 citation numbers LG004038425 and LG005021579 issued against a vehicle registered in his
11 name and operated by his son.

12
13 **PENAL CODE SECTION 1054.3**
14 **DISCOVERY REQUEST**

15 Pursuant to California Penal Code Sections 1054 through 1054.7, the People request
16 that, within 15 days, the defendant and/or his attorney disclose: (A) The names and addresses
17 of witnesses at trial, together with any relevant written and/or recorded statements of those
18 persons, and reports of the statements of those persons, including any reports or statements of
19 experts made in connection with the case, and including the results of physical or mental
20 examinations, scientific tests, experiments, or comparisons which the defendant intends to offer
21 in evidence at the trial. This request is a continuing request, to cover not only such material
22 currently in existence, but all material which comes into existence through the conclusion of
23 this case.
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GEORGE W. KENNEDY
DISTRICT ATTORNEY

By 
DAVID PANDORI
DEPUTY DISTRICT ATTORNEY

"A TRUE BILL"


JOHN HURLEY, FOREMAN OF THE GRAND JURY

Dated: September 16, 2003